

05-11-01

A

Practitioner's Docket No. CHKUS

PATENT

Preliminary Classification:  
Proposed Class: 700  
Subclass: 130

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Box Patent Application  
Assistant Commissioner for Patents  
Washington, D.C. 20231

## NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): Kurt C. Chang  
For (title): SYSTEM AND METHOD FOR THREE-DIMENSIONAL SIZE AND SHAPE MEASUREMENT

## CERTIFICATION UNDER 37 C.F.R. SECTIONS 1.8(a) AND 1.10\*

(When using Express Mail, the Express Mail label number is **mandatory**;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

## MAILING

☒ deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

37 C.F.R. Section 1.8(a)

37 C.F.R. Section 1.10\*

☐ with sufficient postage as first class mail.

☒ as "Express Mail Post Office to Address"  
Mailing Label No. ET363752319US

## TRANSMISSION

☐ transmitted by facsimile to the Patent and Trademark Office (703) \_\_\_\_\_.

Date: 05/09/01

Thomas P. O'Connell, Esq.

Signature

T.P.O.

(type or print name of person certifying)

**\*WARNING:** Each paper or fee filed by "Express Mail" **must** have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. Section 1.10(b).  
"Since the filing of correspondence under [Section] 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

(New Application Transmittal--page 1)

**1. Type of Application**

This transmittal is for an original (nonprovisional) application.

**2. Papers Enclosed**

**A.** Required for filing date under 37 C.F.R. 1.53(b) (Regular) or 37 C.F.R. 1.153 (Design) Application

27 Page(s) of Specification

9 Page(s) of Claims

13 Sheet(s) of Drawing(s)--Formal

**B.** Other Papers Enclosed

3 Page(s) of declaration and power of attorney

1 Page(s) of abstract

**3. Additional Papers Enclosed**

Nonpublication Request

**4. Declaration or Oath**

Enclosed

Executed by:

\* inventor.

**5. Inventorship Statement**

The inventorship for all the claims in this application is the same.

**6. Language**

English

**7. Fee Calculation (37 C.F.R. Section 1.16)**

Regular Application

CLAIMS AS FILED					
Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 CFR 1.16(a) \$710.00
Total Claims (37 CFR 1.16(c))	33	- 20 =	13 x	\$18.00	\$234.00
Independent Claims (37 CFR 1.16(b))	2	- 3 =	0 x	\$80.00	\$0.00
Multiple Dependent Claim(s), if any (37 CFR 1.16(d))			+	\$270.00	
Filing Fee Calculation					\$944.00

**8. Small Entity Statement(s)**

This is a filing by a small entity under 37 C.F.R. Sections 1.9 and 1.27.

Filing Fee Calculation (50% of above) \$472.00

**9. Fee Payment Being Made at This Time**

Enclosed Filing Fee \$472.00

**Total Fees Enclosed**

**\$472.00**

**10. Method of Payment of Fees**

Check in the amount of \$472.00 is attached.

**11. Instructions as to Overpayment**

Refund.

**ADDED PAGES FOR NEW APPLICATION TRANSMITTAL WHERE BENEFIT OF  
PRIOR U.S. APPLICATION CLAIMED**

**12. Relate Back**

Please amend the specification by inserting, before the first line, the following sentence:

**A. 35 U.S.C. Section 119(e)**

"This application claims the benefit of U.S. Provisional Application No.:

**APPLICATION NO.**

**FILING DATE**

60/202,811

05/09/2000

**13. Further Inventorship Statement Where Benefit of Prior Application(s) Claimed**

a. This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above and the inventor in this application is the same.

Date: 05/09/01

TLPOZ

Thomas P. O'Connell  
Registration No. 37,997  
O'CONNELL LAW OFFICE  
135 Cambridge Street, Suite 10  
Burlington, MA 01803  
US  
781-221-0060  
Customer No. 20738

Express Mail No. ET363752319US

PTOBB/35 (11-00)

Approved for use through 10/31/2002. OMB 0601-0001

U.S. Patent and Trademark Office, U. S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

**NONPUBLICATION REQUEST  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor Kurt C. Chang

Title SYSTEM AND METHOD FOR THREE-  
DIMENSIONAL SHAPE AND SIZE MEAS.

Atty Docket Number CHKUS

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

5/9/01

Date



Signature

Kurt C. Chang

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application upon filing.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).

Burden Hour Statement: This collection of information is required by 37 CFR 1.212(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO in process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 5 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.